

CHAPTER IX

**TOWN OF CAMDEN SEWER USE
ORDINANCE**

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Revised June 14, 1994
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Attest: Beverly Shejen, Town Clerk

date

TOWN OF CAMDEN SEWER USE ORDINANCE

An ordinance regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system; and providing penalties for violations thereof; in the Town of Camden, County of Knox, State of Maine.

ARTICLE I-Definitions

Unless the context specifically, indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

Section 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 deg. C., express in milligrams per liter.

Section 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drain system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet outside the inner face of the building wall.

Section 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Section 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

Section 5. "Commission" (also referred to as "Commissioners") shall mean the Board of Wastewater Commissioners of the Town of Camden or its authorized representative.

Section 6. "Contractor" shall mean the person, firm or corporation with whom the Owner has entered into an agreement to construct and/or start up a sewer extension.

Section 7. "Contractor's Supervisor" shall mean the Contractor's construction project representative who is responsible for field supervision of the construction of the sewer extension project.

Section 8. "Drawings" shall mean the drawings which show the character and scope of the sewer extension work to be performed and which have been prepared by the Owner's Engineer and approved by the Town and/or its Consulting Engineer.

Section 9. "Engineer" (also "Consulting Engineer(s)" and "Engineering Consultant") shall mean the professional engineer or engineering firm or corporation hired by the Owner to design and/or oversee the construction and start-up of the sewer extension

project hired by the Town to assist with review of the Sewer Extension design and oversight of construction of said project.

Section 10. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking and dispensing of food, and from the handling, storage, and sale of produce.

Section 11. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

Section 12. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

Section 13. "Owner(s)" shall mean the person, firm or corporation who (which) is financing and/or proposing to construct a Sewer Extension project; or the owner of property adjacent to a public sewer.

Section 14. "Person" shall mean any individual, firm, company, partnership, corporation, association, group or society, and includes the State of Maine, and agencies, districts, and commissions and political subdivisions created by or pursuant to State law.

Section 15. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Section 16. "Pollutant" shall mean to include but is not limited to dredged spoil, solid waste, junk, sewage sludge, munitions, chemicals, biological, or radiological materials, oil, petroleum products or by-products, heat, wrecked, or discarded equipment, rock, sand, dirt, and industrial, municipal, domestic, commercial, or agricultural wastes of any kind.

Section 17. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (0.5) inch in dimension.

Section 18. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

Section 19. "Resident Engineer" shall mean the authorized representative of the Town's Consulting Engineer who observes construction of the sewer extension and whose duties are defined in Section 2 of the Sewer Extension Design and Construction Standards as "Owner's Representative."

Section 20. "Sanitary Sewer" shall mean a sewer that carries sewage and to which storm, surface, and groundwater, are not intentionally admitted.

Section 21. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.

Section 22. "Sewage Treatment Plant" or "Water Pollution Abatement Plant" shall mean any arrangement of devices and structures used for treating sewage.

Section 23. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

Section 24. "Sewer" shall mean a pipe or conduit for carrying sewage.

Section 25. "Shall" is mandatory; "May" is permissive.

Section 26. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

Section 27. "Storm Drain" (sometimes termed "storm sewer") shall mean a pipe which carries storm and surface waters and drainage, but sewage and industrial wastes, other than unpolluted cooling water are intended to be excluded.

Section 28. "Superintendent" shall mean the Superintendent of the Wastewater Department of the Town of Camden or his/her authorized deputy, agent, or representative, all acting for the Board of Wastewater Commissioners.

Section 29. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

Section 30. "Town" shall mean the Town of Camden, Maine.

Section 31. "Unpolluted Water" is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and waste water treatment facilities provided.

Section 32. "User" shall mean all persons owning properties in the Town of Camden subject to the provisions of this ordinance. Specifically as outlined in Article II Section 4 and those persons who choose to provide service connections to undeveloped lots within the sewer service area.

Section 33. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II-Use of Public Sewers Required

Section 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any manner on public or private property within the town, or in any lake, pond, stream or harbor or in any area under the jurisdiction of said town, any human excrement, garbage, or other objectionable waste, except as noted elsewhere in this Ordinance.

Section 2. It shall be unlawful to discharge to any natural outlet within the Town of Camden, or in any area under the jurisdiction of said town, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

Section 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Section 4. The owners of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is located a public sanitary sewer of the town, is hereby required at their expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet of the property line, unless prevented by undue hardship. Single Family Residential Users more than hundred (100) feet from the end of the sewer mains may connect to the system. Multiple use properties or properties in excess of one hundred fifty (150) feet must extend the sewer main prior to connection. Undue hardship shall mean topographical or other reasons preventing connection to the Town sewer. Hardship cases will not be considered where the building is tied into an existing Town sewer to be abandoned or has a malfunctioning septic system.

Section 5. Where sewer extensions are constructed beyond the original sewer area, owners whose property was not within 100 feet of the original sewer area but which is now within 100 feet of the extended sewer area will be required to connect to the extended sewer.

ARTICLE III-Private Sewage Disposal

Section 1. Where a public sanitary sewer connection is not required under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article and the requirements of the State of Maine Subsurface Wastewater Disposal Rules adopted pursuant to Title 22 M.R.S.A. §42.

Section 2. Before commencement of construction of a private sewage disposal system, the owner(s) shall first obtain a written permit signed by the licensed plumbing inspector. The application for such permit shall be made on a form furnished by the Division of Health Engineering, Maine Department of Human Services, which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the plumbing inspector. A permit and inspection fee shall be paid to the plumbing inspector at the time the application is filed. The fee will be based on the current fee schedule as adopted by the Commission.

Section 3. A permit for a private wastewater disposal system shall not become effective until the installation is completed to the satisfaction of the plumbing inspector

Section 4. The type, capacities, location, and layout of a private wastewater disposal system shall comply with the State of Maine's Plumbing Code, Part II-Subsurface Wastewater Disposal Regulations and the Minimum Lot Size Law, Maine Revised Statutes Annotated, Titles 12, Chapter 423-A. No private wastewater disposal system shall be permitted to discharge to any natural outlet.

Section 5. At such time as a property served by a private wastewater disposal system connects to a public sewer, a direct connection from the building sewer to the public sewer shall be made. Any septic tanks, cesspools and similar private wastewater disposal facilities shall no longer be used. The septage shall be pumped out and disposed of at a facility licensed to receive septage. The tankage shall be removed or the top crushed and the void filled in with gravel.

Section 6. The owner(s) shall operate and maintain the private wastewater disposal facility in a sanitary manner at all times, at no expense to the Town. Septage removal from private disposal systems shall be performed by licensed operators and disposed of in a facility licensed to receive septage.

ARTICLE IV-Building Sewers and Connections

Section 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a road opening and a written connection permit from the Commission. All the work related to the installation of building sewers, and the connection to the public sewer shall be performed by persons licensed by the Town of Camden Board of Selectmen.

Any person proposing a new type of discharge into the system or a substantial change in the volume or character of sewage that are being discharged into the system shall notify the Superintendent at least forty-five (45) days prior to the proposed change or connection, and shall comply with the requirements set forth below in this article.

Section 2. There shall be two (2) classes of sewer permits: (a) for residential and commercial service, and (b) for industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the town. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Commission. A permit and inspection fee shall be paid to the Town at the time the application is filed. The fee shall be based on the current fee schedule as adopted by the Commission. Certain industrial users may also require a Discharge Permit as described in Article V, Section A, of the Pretreatment Ordinance of the Town of Camden.

One copy of the permit shall be available for inspection at all times at the site of the work.

Section 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Section 4. A separate and independent building sewer shall be provided for every building, except where one building stands at the rear of another, then the building sewer from the front building may be extended to the rear building, if approved by the Commission. For commercial or industrial connections, the Commission may require the installation of a sewer manhole to access the service for wastewater monitoring purposes, or the Commission may require the commercial/industrial user to connect directly to a manhole in the sewer main.

Section 5. Old building sewers or portions thereof may be used in connection with new building sewers only when they are found, on examination by the Commission, to meet all requirements of this ordinance. All costs for inspection and testing shall be paid by the Owner.

Section 6. Where possible, the building sewer shall be brought to the building at an elevation to service the building by gravity. The depth shall be sufficient to afford protection from frost, but in no event less than three (3) feet deep. Insulation may be used to decrease depth if approved by the Commission. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, a sewage lift station and force main shall be used.

Section 7. The building sewer shall be cast-iron soil pipe, with rubber gasket joints, ASTM Specification A74 or polyvinylchloride (PVC) pipe conforming to ASTM D2665 or D3034 and the strength requirements of SDR 35.

Section 8. The size and slope of the building sewer shall be subject to the approval of the Commission, but in no event shall the diameter be less than four (4) inches. The slope of the pipe shall not be less than one-eighth (1/8) inch per foot. The building sewer shall be laid at uniform grade and in straight alignment insofar as possible.

Changes in direction shall be made only with manholes or pipefittings, as approved by the Commission. A clean out shall be located a minimum of four (4) inches above the basement floor. Also, clean-outs shall be provided at bends greater than 45 degrees or at 100-foot maximum intervals.

Section 9. All excavations required for the installation of a building sewer shall be open trench work unless otherwise approved by the Commission. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town, or the procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved by the Superintendent before installation.

Section 10. All joints and connections shall be made watertight and gas tight and of flexible design for exterior pipe runs. The first flexible joint shall be within two (2) feet of the outside face of the building wall.

Section 11. The connection of the building sewer into the public sewer shall be made at the "Y" or "T" branch, if such branch or tee is available at a suitable location.

If no branch or tee is available a connection may be made by tapping the existing sewer by an approved method, then inserting an approved saddle.

Section 12. No person shall make connections of roof drains, downspouts, foundation drains, areaway drains, basement drains, sump pumps, or other sources of surface runoff or groundwater, to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

Section 13. The applicant for the building sewer permit shall notify the Commission at least twenty-four (24) hours before beginning the work and also when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Commission or its representative, during normal working hours.

Section 14. All excavations for a building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town.

ARTICLE V-Licensing of Persons Authorized to Make Connections to the Public Sewers

Section 1. Plumbers and drain layers of established reputation and experience licensed as Master Plumbers will be licensed by the Commission as Master Drain

Layers authorized to perform work, subject to compliance with the following requirements:

- (a) Applicants for licenses are required to pay a filing fee as Master Drain Layer, payable to the Town; the fee shall be based on the current fee schedule adopted by the Commission.
- (b) If approved by the Commission, applicants for licenses shall file with the Commission a proper and acceptable Performance and Guarantee Bond which shall remain in full force and effect for a period of one year from the date of application.
- (c) Applicants for licenses, after approval by the Commission, shall file with the Commission a Certificate of Insurance to cover Public Liability and a Certificate of Insurance covering Property Damage. In addition, a Certificate of Insurance covering Worker's compensation shall be filed, all of which shall remain in full force and effect for a period of at least one year from the date of approval. Said Insurance shall indemnify the Commission and the Town of Camden against any and all claims, liability or action for damages, incurred in or in any way connected with the performance of the work by a Master Drain Layer, and for or by reason of any acts or omission of said Master Drain Layer in the performance of his work.
- (d) Applicants for licenses will be approved or disapproved within a period of thirty-one (31) calendar days after filing the application.
- (e) The following criteria shall be used by the Commission concerning decisions to approve or disapprove applications for licenses as Master Drain Layers and shall serve as minimum requirements for approval of such licenses:

- (1) The applicant has paid the license fee set forth in Article V, Section 1(a) above.
- (2) The Commission shall find, based upon information submitted to the Commission by the applicant and by the Wastewater Superintendent, that the applicant has complied substantially with the following provisions of the Sewer Use Ordinance within the period of twelve months prior to the meeting of the Wastewater Commission at which the Commission acts upon the application:
 - (a) Article III, Section 5;
 - (b) Article IV, Section 1;
 - (c) Article IV, Section 2;
 - (d) Article IV, Section 4;
 - (e) Article IV, Section 5;
 - (f) Article IV, Section 6;
 - (g) Article IV, Section 7;
 - (h) Article IV, Section 8; last sentence only;
 - (i) Article IV, Section 9;

- (j) Article IV, Section 11;
- (k) Article IV, Section 12;
- (l) Article IV, Section 13;
- (m) Article IV, Section 14,
- (n) Article V, Section 6; and
- (o) Article V, Section 7.

A finding by the Commission that the applicant has failed to comply, on three separate occasions, with the provisions of the Sewer Use Ordinance set forth above, shall be sufficient grounds for the Commission to find the applicant has not complied substantially with those provisions and that the Commission denies the license for that reason.

- (3) The Commission shall find that the applicant has not, within the twelve months prior to the date of the meeting at which the application is considered, installed a connection to the public sewer without a permit.
- (4) The applicant shall have a license from the Plumbers Examining Board as required by Article V, Section 8 of this Ordinance.

Section 2. The Commission will license Journeyman Plumbers and Drain Layers who are personally engaged in making physical installation of sewer and drain connections under the direction of a Master Drain Layer upon payment of license fee. The fee shall be based on the current fee schedule adopted by the Commissioner. If acting in the capacity of a Contractor, all provisions of Section 1 shall apply to this category.

Section 3. All licenses expire December 31st. the year issued and no licenses are transferable. A renewal fee for each renewal thereof, which shall be due and payable on or before the anniversary date of issue. The fee shall be based on the current fee schedule adopted by the Commissioner. If not renewed on or before the anniversary date, re-licensing shall be handled as a new license.

Section 4. At any time during the license year, upon seven days advance written notice to a licensee, the Commission, upon receipt of a written complaint from the Wastewater Superintendent, shall hold a public hearing to consider the revocation of the license for a Master Drain Layer. The written notice from the Superintendent must specify, in writing, the reasons that the Superintendent has requested consideration of revocation by the Commission of the Master Drain Layers license.

After a public hearing, and an opportunity for the licensee to present information and testimony in opposition to the Superintendent's request for revocation, the Commission shall decide whether to revoke the license. In considering revocation, the burden of proof shall be on the Superintendent. The burden of proof shall include the production of evidence necessary for the Commission to reach a decision that the license should be revoked.

In considering a request for revocation of the license, the Commission shall have reasonable grounds to deny a license if the Commission makes one of the following findings:

- (1) That the licensee, during the portion of the license year prior to the Commission's consideration of revocation at a meeting, has failed to comply substantially with the provisions of the Sewer Use Ordinance set forth in Article V, Section 1 (e) (2) (a)-(o), inclusive. For purpose of consideration of a request for revocation of a license, a licensee who has failed to comply with the provisions set forth above on more than three occasions shall be considered to have failed to comply substantially with the provisions of this Ordinance.
- (2) If the Commission finds that the applicant has installed a connection to the public sewer system without a permit in the portion of the license year prior to the consideration of revocation by the Commission at a meeting.

Section 5. All licensees are required to give personal attention to all installations and shall employ only competent workers.

Section 6. All licensees are required to give a written report to the Commission within twenty-four (24) hours in the event that prohibited substances listed in Article VI, Sec. 2 of this Ordinance (including substances listed in Article II of the Town of Camden Industrial Pretreatment Ordinance), are found in a sewer or house drain during the course of the work.

Section 7. Notification of the completion of the work with certification that all conditions of the Sewer Ordinance have been complied with shall be filed in writing with the Commission within twenty-four (24) hours after the completion of the work covered in each permit. Each installation shall have a completed House Service form, using a copy of the form in the Appendix of this Ordinance. The form shall include a sketch of the installation (plan view) with three (3) ties to exit point from the house, changes in direction, clean-outs, connection point to the sewer service stub provided by the Town or Owner (Developer) and connection point to the sewer. It shall provide the depth of cover at all tie points and also shall provide the size and material of pipe.

Section 8. Notwithstanding any other provisions of this Article V, no license shall be issued to any person as Master Drainlayer, Journeyman Plumber, or Drainlayer unless such person has been licensed by the Plumbers Examining Board as a Master Plumber, Journeyman Plumber or Apprentice in accordance with Title 32, Section 3501-3506 of the Maine Revised Statutes for 1964, as amended.

ARTICLE VI-Use of Public Sewers

Section 1. No stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters shall be discharged or caused to be discharged to any sanitary sewer.

Section 2. Stormwater and all other unpolluted drainage shall be discharged to such pipes as are specifically designated as storm sewers, or to a natural outlet approved by the Superintendent. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Superintendent to a storm sewer or natural outlet, and the discharge shall comply with the Maine Revised Statutes Annotated, title 38, Chapter 3, Section 413, as amended or revised.

Section 3. None of the following described waters or wastes shall be discharge or caused to be discharged to any public sewers:

(a) Substances listed in Article II of the Town of Camden Industrial Pretreatment Ordinance:

(b) Gasoline, benzene, naphtha, fuels oil, or other flammable or explosive liquid, solid or gas.

(c) Any waters or pollutants containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; in such quantities or concentrations that any such material received in the composite wastewater at the wastewater treatment works exceed limits established by Article II, Section B of the Town of Camden, Industrial Pre-Treatment Ordinance.

(d) Any waters or pollutants containing odor-producing substances exceeding limits which may be established by the Superintendent:

(e) Waters or wastes containing toxic, infectious or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of a sewage treatment plant.

(f) Waters or wastes having a pH lower than 6.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.

(g) Solid or viscous substances in quantities or of such size to be capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to stone, gravel, ashes, cinders, sand, concrete, paving materials, mud, straw, sticks, plaster, cement, mortar, shavings, metal, glass, rags, feathers, tar, plastics, wood, ungrounded garbage, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc, either whole or ground by garbage grinders.

(h) Any waters or pollutants including oxygen demanding pollutants (BOD, etc.) which released in quantities of flow or concentrations or both constitute a "slug" as defined herein.

(i) Any heated waters or pollutants in amounts which will inhibit or interfere with biological activity in the wastewater treatment works but in no case heated waters or pollutants in such quantities that the temperature at the wastewater treatment works influent exceeds 105 degrees Fahrenheit (40 degrees Celsius): unless the wastewater treatment works is designed to accommodate such heat.

Section 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Superintendent that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming an opinion as to the acceptability of these wastes, the Superintendent will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

(a) Liquids or vapor having a temperature higher than one hundred fifty (150) deg. F. (65 deg. C.).

(b) Water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/L or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) deg. F. (0 and 65 deg. C.).

(c) Garbage that has not been properly shredded by the use of a standard unit garbage grinder.

(d) Waters or wastes containing strong acid ironpickling wastes or concentrated plating solutions whether neutralized or not.

(e) Waters or wastes containing iron, chromium, copper, zinc, and similar objectionable, or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Superintendent for such materials.

(f) Waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the Superintendent as necessary, after treatment of the composite sewage, to meet the

requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.

(g) Radioactive wastes or isotopes of such half-life or concentrations as may exceed limits established by the Superintendent in compliance with applicable State or Federal regulations.

(h) Waters or wastes having a pH in excess of 10.0.

(i) Materials which exert or cause:

(1) Unusual concentrations of inert suspended solids such as, but not limited to, Fullers earth, lime slurries, and lime residues, or of dissolved solids such as, but not limited to, sodium chloride and sodium sulfate.

(2) Excessive discoloration such as, but not limited to, dye wastes and vegetable tanning solutions.

(3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.

(4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.

(j) Overflow by draining from cesspools or other receptacles storing organic wastes.

(k) Steam exhausts, boiler blowoffs, sediment traps, or pipes carrying hot circulating water.

(l) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment process employed or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Section 5. All industries discharging into a public sewer shall perform such monitoring of their discharge as the Superintendent and/or other duly authorized employees of the town may reasonably require, including installation, use, and maintenance of monitoring equipment, keeping records and reporting the results of such monitoring to the Superintendent. Such records shall be made available upon request by the Superintendent to other Agencies having jurisdiction over discharges to the receiving waters. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Superintendent, may have a deleterious effect upon the sewage works, processes,

equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Superintendent may:

- (a) Reject the wastes;
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers;
- (c) Require control over the quantities, timing and rates of discharge; and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this Article.
- (e) Take such other remedial action as may be deemed to be desirable or necessary to achieve the objectives of this Ordinance.

If the Commission permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Commission, and subject to the requirements of all applicable codes, ordinances, and laws.

Section 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Commission, they are necessary for the proper handling of liquid wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units, unless otherwise determined by the Commission. All interceptors shall be of a type and capacity approved by the Commission, and shall be located as to be readily and easily accessible for cleaning and inspection.

Section 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at their expense.

Section 8. When required by the Commission, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole or other acceptable sampling point, together with such meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes as required in the discharge permit. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Superintendent. Typical details of such a manhole are located on the Appendix of this Ordinance. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Section 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in

accordance with the latest edition "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, or other specific sampling point, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from twenty-four (24) hour composites of all outfalls whereas pHs are determined from periodic grab samples). Sampling splitting with the Town may be required by the Superintendent at no cost to the Town.

Section 10. No statement contained in this article shall be construed as preventing any special agreement or arrangements between the town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the town for treatment, subject to payment therefor, by the industrial concern.

ARTICLE VII-Sewer Extensions

Section 1. Sewer Extension Design and Construction Standards are included as an Appendix to this Ordinance. These standards are provided as guidance for all sewer extensions to the existing sewer systems in Camden. The intent of these standards is:

- (a) To provide uniform design of all sewer extensions;
- (b) To assure quality in the sewer construction; and
- (c) To attain adequate as-built and operation and maintenance information on new sewers and pump stations.

Section 2. All extensions to the existing sewer system shall be designed and constructed in accordance with these standards.

ARTICLE VIII-Protection from Damage

Section 1. No unauthorized person shall maliciously, willfully, or intentionally break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the sewage treatment works. Any person violating this provision shall be prosecuted in accordance with the criminal laws of the State of Maine which concern malicious damage and trespass; that is, criminal laws of the State of Maine that protect public and private property.

ARTICLE IX-Powers and Authority of Inspectors

Section 1. The Commission and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all properties at reasonable time for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Commission or its representative shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

Section 2. While performing the necessary work on private properties referred to in Article IX, Section 1 above, the Commission or duly authorized employees of the town shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the town employees and the town shall indemnify the company against loss or damage to its property by town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as may be caused by negligence or failure of the company to maintain safe conditions.

Section 3. The Commission and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds a easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE X-Penalties

Section 1. Any person found to be violating any provision of this Sewer Use Ordinance except Article VIII, shall be served by the Commission with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Section 2. Any person who shall continue to violate the ordinance after the written notice set forth in Sec. 1 above, shall be subject to penalties and enforcement action in accordance with Title 30-A M.R.S.A. §4452 of the Maine Revised Statutes. Any person convicted of such a violation shall be subject to civil penalties, assessed by a court of competent jurisdiction; and the minimum penalty for such a violation is \$100.00 and the

maximum penalty is \$2,500.00. Each day in which any such violation shall continue shall be deemed as a separate violation and penalties shall be assessed on a per-day basis.

In addition, the Town shall be entitled to an award of reasonable attorney's fees, expert witness fees and costs, and other costs of a court action concerning such a violation as set forth in Title 30-A §4552 (3) (D) of the Maine Revised Statutes.

Section 3. Any person violating any of the provisions of this Sewer Use Ordinance shall become liable to the Town for any expense, loss, or damage occasioned by the Town by reason of such offense.

Section 4. Notwithstanding any of the foregoing provisions, the Board of Commissioners may institute any appropriate action including injunction or other proceedings to prevent, restrain, or abate violations hereof.

ARTICLE XI-Commission Authority

Section 1. The Sewer Commissioners shall have the authority to adopt from time to time procedures for the billing, construction, inflow and infiltration, abutter's fee and other policies necessary to carry out the intent of this ordinance.

ARTICLE XII-Validity and Authority

Section 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 2. The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part of this ordinance, which can be given effect without such invalid part or parts.

Section 3. The Sewer Commissioners shall and are hereby authorized to adopt from time to time rules and regulations, consistent with the existing Sewer Ordinance, pertaining to the maintenance and operation of the sewage facilities

ARTICLE XII-Ordinance in Force

Section 1. This ordinance shall be in full force and effect when adopted by the Board of Selectmen of the Town of Camden.

Section 2. This ordinance enacted by the voters of the Town of Camden June 14, 1994.

Section 3. The Town of Camden Board of Selectmen voted to approve this Ordinance on March 21, 1994.

Section 4. The prior ordinance was accepted by the Environmental Protection Agency May 1, 1975, as part of the Town of Camden "National Pollutant Discharge Elimination System" permit.

Section 5. Revisions to Articles III, IV, V, VI, VIII and X adopted by town meeting vote on June 9, 1998.